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From: Jon Rosenfield, Ph.D.
Sent: Wed 5/28/2014 5:16:55 PM
Subject: BDCP Comment Extension Request
[Request for 60-day extension of comment deadline on DEIS DEIR FINAL.pdf](#)

Dear all

As you know, The Bay Institute signed the the October 6, 2006 Planning Agreement regarding the Bay Delta Conservation Plan (attached). That document specifies that:

"An Implementing Agreement that includes specific provisions and procedures for the implementation, monitoring and funding of the BDCP will be developed for the BDCP. A draft of the Implementing Agreement will be made available for public review and comment with the final public review draft of the BDCP" (Planning Agreement at p. 18; Emphasis Added)

This Implementing Agreement has not yet been released. As our attached letter (with colleagues) of May 13 describes, the lack of an Implementing Agreement prevents us from conducting an adequate review the BDCP Public Draft and its accompanying EIR-EIS. Clearly the Planning Agreement anticipated the importance of the Implementing Agreement for interpreting and analyzing the adequacy of the Public Review draft and its EIR-EIS.

Given this provision of the Planning Agreement (and for all the other reasons cited in our earlier request), The Bay Institute reiterates our request for an extension of the comment period for the BDCP and its EIR-EIS. That comment period should extend at least 60 days beyond the issuance of the Implementing Agreement to allow all parties to review the effects of the BDCP and adequacy of the EIR-EIS within the implementation framework described in the Implementing Agreement.

I look forward to your rapid response to this request; the current deadline for comments (which ignores the provision of the planning agreement referenced above) is close at hand.

Thank you,

Jon Rosenfield, Ph.D.
Interim Director, Rivers and Delta Program
& Conservation Biologist
The Bay Institute

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--"Unless"

Help me protect San Francisco Bay and its watershed: <http://www.crowdrise.com/Jonrosenfield>